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12 *Attorneys for Plaintiffs/Counterdefendants*  
13 *Felix Sater and OST Group*

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15  
16 **UNITED STATES DISTRICT COURT**  
17 **FOR THE DISTRICT OF ARIZONA**

18 Larissa Yudina, an individual; Felix Sater,  
19 an individual; and OST Group, a foreign  
entity;

20 Case No.: 2:16-cv-00932-DJH

21 Plaintiffs/Counterdefendants,

22  
23 **APPLICATION TO WITHDRAW**  
24 **AS COUNSEL FOR FELIX SATER**  
25 **AND OST GROUP (WITHOUT**  
26 **CLIENT CONSENT)**

27 v.

28 (Hon. Diane J. Humetewa)

29 Jody Kriss, an individual; and East River  
30 Partners, LLC, a foreign corporation;

31 Defendants/Counterclaimants.

32 Pursuant to LRCiv 83.3(b)(2), Maria Crimi Speth, Michael B. Dvoren, and  
33 Aaron K. Haar of Jaburg & Wilk, P.C. (collectively, "Counsel") apply to withdraw as  
34 counsel for Plaintiffs/Counterdefendants Felix Sater and OST Group in the above-  
35 captioned action. Robert S Wolf of Moses & Singer LLP will continue to represent  
36 Sater and OST Group in this action.

37 The reason for Counsel's application to withdraw is that Sater and OST Group  
38 have failed substantially to fulfill an obligation to Counsel regarding our services and

1 they have been given reasonable warning that we will withdraw unless the obligation is  
2 fulfilled (see E.R. 1.16(5)).

3 Because this Motion “does not bear the written approval of the client,” in  
4 accordance with LRCiv 83.3(b)(2), this Motion is being served upon Sater and OST  
5 Group all other parties or their attorneys.

6 Also in accordance with LRCiv 83.3(b)(2), undersigned counsel hereby certifies  
7 that Sater and OST Group have been notified in writing of the status of the case  
8 including the dates and times of any court hearings or trial settings, pending compliance  
9 with any existing court orders and the possibility of sanctions.

10 All future filings, correspondence, and other documents pertaining to this action  
11 should be sent to Sater’s and OST Group’s remaining counsel, Robert S Wolf of Moses  
12 & Singer LLP at:

13 ***405 Lexington Ave., 12th Fl., New York, NY 10174***  
14 ***212-554-7800***  
15 ***rwolf@mosessinger.com***

16  
17 A proposed order accompanies this motion.

18 Respectfully submitted this 8<sup>th</sup> day of December, 2017.

19  
20 **Jaburg & Wilk, P.C.**

21  
22 /s/Maria Crimi Speth  
23 Maria Crimi Speth  
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24  
25 *Attorneys for Plaintiffs/Counterdefendants*  
*Felix Sater and OST Group*

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## *Certificate of Service*

2 I hereby certify that on December 8, 2017, I electronically transmitted the attached  
3 document to the Clerk's Office using the CM/ECF System for filing, and for transmittal  
of a Notice of Electronic Filing to the following CM/ECF registrants:

Robert S Wolf (admitted *pro hac vice*)  
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### *Attorneys for Defendants/Counterclaimants*

Copy of the foregoing mailed this 8<sup>th</sup> day of December, 2017, to:

Felix Sater  
130 Shore Road  
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OST Group  
c/o Konstantin Yudin  
Krylatskiye Holmy 32 Corpus 1, apt 66  
Moscow 121614, Russia

/s/Debra Gower

JABURG | WILK  
Attorneys at Law